



Docket No.: P1768US00

72105101

Patent Application

JA

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Michael R. Flannery

Entitled: Cell Phone Having Local Wireless Conference Call Capabilities

November 15, 2001

To the Assistant Commissioner  
For Patents  
Box Patent Application  
Washington, D.C. 20231

CERTIFICATE OF MAILING BY EXPRESS MAIL

"EXPRESS MAIL" Mailing Label No EI79455770US

Date of Deposit: November 15, 2001  
I hereby certify that this paper of fee is being deposited with the U S Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, DC 20231

Gayle Bekish  
  
Signature

jc879 U.S. PRO  
10/001505  
11/15/01

Dear Sir:

EI797455770US

**REQUEST FOR FILING A NATIONAL PATENT APPLICATION**

Transmitted herewith for filing, please find the following:

- 1. Specification, claims and abstract of the above-referenced patent application having 11 pages.
- 2. 4 sheet(s) of drawing(s) (4 formal    informal) comprising Figures 1 through 4.
- 3A. Declaration (X signed    unsigned).
- 3B. Power of Attorney
- 3C. No filing fee, Oath, or Declaration is enclosed pursuant to 37 C.F.R. 1.53(d).
  
- 4. Information Disclosure Statement along with Form PTO-1449 and references.

5. This is a:  Continuation-In-Part;  Divisional;  Continuation;  substitute Application (MPEP 201.09) of Application Serial No.  filed ;  reissue of U.S. Patent No.  filed on ;  Original;  Provisional.

An extension to extend the life of the above prior Application to at least the date of filing hereof

(One box must be marked)

(a)  is concurrently being filed in that prior Application,  
(b)  was previously filed in that prior Application,  
(c)  is not necessary for copendency.

6. Attached is an assignment to **Gateway, Inc.** Please return the recorded assignment to the undersigned.

7. Priority is claimed under 35 U.S.C. §120, BASED ON Application number [number] filed on [filing date]

8. Attached:  (No.) verified statement(s) establishing "small entity" status under 37 CFR § 1.9 and 1.27.

9. Attached:

Return Postcard  
 Request and Certification Under 35 U.S.C. 122(b)(2)(B)(I)

10. Preliminary Amendment:

ATTORNEY DOCKET NUMBER

11. The following Filing Fee calculation is based on the claims filed less any claims canceled by the Preliminary Amendment of Item 10.

			SMALL ENTITY RATE		LARGE ENTITY RATE		
<b>BASIC FEE</b>			\$370	<b>OR</b>	\$740		= \$740
		<b>NUMBER FILED</b>		<b>NUMBER EXTRA</b>			
<b>TOTAL CLAIMS</b>	30	-20	=	10	\$9	<b>OR</b>	18
<b>INDEP. CLAIMS</b>	4	-3	=	1	\$42	<b>OR</b>	\$84
If any <u>proper</u> multiple dependent claim (ignore Improper) is present (Enter \$0.00 if this is a reissue application.)				\$140		<b>OR</b>	\$280
If assignment is x'd (item 6), add recording fee \$40.00							\$40
Attached is a Rule 47 Petition (inventor refuses to sign or Cannot be reached) \$130.							\$0
<b>TOTAL FILING FEE</b>							= \$1044.00

12. A check in the amount of \$\_\_\_\_ to cover the Filing Fee calculated in Item 11 is attached. Please charge and deficiency or credit any overpayment to Deposit Account No. 50-0439

X 13. Please charge my Deposit Account No. 50-0439 in the amount of **\$1044.00** to cover the Filing Fee calculated in Item 11. This sheet is attached in duplicate.

X 14. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and may be required under 37 CFR 1.16-1.18 (missing or insufficiencies only) now or hereafter relative to this application and for the resulting Official Document under 37 CFR 1.20, and to have and cause any necessary to be paid for said extension of time OR credit any overpayment to our Deposit Account No. 50-0439, for which purpose a duplicate copy of this sheet is attached. The commissioner is not authorized to charge the issue fee until/unless an issue fee transmittal form is filed.

DATED: November 15, 2001

Respectfully submitted,

by:

  
Kenneth J. Cool  
Reg. No. 40,570

Kenneth J. Cool  
Gateway, Inc.  
610 Gateway Drive, MD Y-04  
N. Sioux City, SD 57049  
Telephone: (605) 232-1967  
Facsimile: (605) 232-2612



24333

PATENT TRADEMARK OFFICE